PTO/SB/08a (08-03.)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

| | Application Number | | |
|---|------------------------|-------|----------|
| INFORMATION DIOCI COURT | Filing Date | | |
| INFORMATION DISCLOSURE | First Named Inventor | Magri | i |
| STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99) | Art Unit | | |
| (Not for Submission ander or of it iso) | Examiner Name | | |
| | Attorney Docket Number | er | 5577-020 |

| | | | | U.S. | PATENTS | | | Remove | | |
|----------------------|------------|---|------------------------------|---------------------|------------------------------|--|---|---|-----|--|
| Examiner Initial* | Cite No | Patent Number | Kind Code ¹ | Issue Date | of cited Document | | | Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear | | |
| | 1 | | | | | | | | | |
| If you wis | h to a | dd additional U.S. Pater | nt citatio | n information p | lease click the | Add button. | | Add | | |
| | | | U.S.P | ATENT APPLI | CATION PUB | LICATIONS | | Remove | | |
| Examiner Initial* | Cite No | Publication Number | Kind Code ¹ | Publication Date | Name of Pat of cited Docu | Releva | es,Columns,Lines where evant Passages or Relevant ures Appear | | | |
| | 1 | | | | | | | | | |
| If you wisl | h to a | dd additional U.S. Publi | | <u> </u> | | | button | | 9 1 | |
| | | | | FOREIGN PA | TENT DOCUM | MENTS | | Remove | | |
| Examiner Initial* | Cite No | Foreign Document Number ³ | Country Code ² | | Publication Date | Name of Patented Applicant of cited Document | y F | Pages,Columns,Lines where Relevant Passages or Relevant Figures Appear | T5 | |
| | 1 | 2002/080409 | wo | | 2002-10-10 | Marconi Communications S | рА | | | |
| | 2 | 0 506 163 | EP | | 1992-09-30 | Pirelli Cavi SpA | | | | |
| | 3 | 2002-353939 | JP | | 2002-12-06 | KDDI Submarine C Systems Inc. | able | | | |

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Not for submission under 37 CFR 1.99)

| Application Number | | |
|----------------------|-------------|--|
| Filing Date | | |
| First Named Inventor | Magri | |
| Art Unit | | |
| Examiner Name | | |
| Attorney Docket Numb | er 5577-020 | |

| If you wis | h to a | dd add | ditional Forei | gn Paten | nt Docui | ment | citation | n infor | matio | n pleas | e click | the Ad | d butto | 1 A | bb | | | |
|---|--------------------------------|---------------------|--|-------------|-----------|----------|------------|---------|---------|-----------|---------|-----------|-----------|-----------|---------|--------|-----------|--------|
| | | | | - 1 | NON-P | ATE | NT LITE | ERAT | URE | DOCUI | MENTS | 5 | | Ren | nove | | | |
| Examiner Initials* | Cite No | (bool | de name of k, magazine sher, city an | , journal, | serial, | symp | osium, | catal | | | | | | | | | item | T5 |
| | 1 | | | | | | | | | | | | | | | | | |
| If you wis | h to a | dd add | ditional non-p | patent lite | erature | | | | | | please | click th | e Add I | outton | Ad | ld | | |
| | | | | | | EX | AMINE | ER SIC | GNAT | URE | | | | | | | | |
| Examiner | Signa | ture | | | | | 0 0 | | | | Date | Consid | lered | | | | | Α |
| | | | reference co | | | | | | | | | | | | | | ugh a | |
| Standard ST ⁴ Kind of doo | F.3). ³ F cument | or Japa by the a | O Patent Docu anese patent do appropriate syn on is attached. | cuments, th | he indica | ation of | f the year | of the | reign o | f the Emp | eror mu | st preced | de the se | rial numi | er of t | the pa | itent doc | ument. |

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Not for submission under 37 CFR 1.99)

| Application Number | | | |
|----------------------|-----|----------|--|
| Filing Date | | | |
| First Named Inventor | Mag | gri | |
| Art Unit | | | |
| Examiner Name | | I make a | |
| Attorney Docket Numb | er | 5577-020 | |

| | | CEF | RTIFICATION STATEMENT | |
|---|--|--|---|--|
| Plea | ase see 37 CFR 1 | .97 and 1.98 to make the appro | priate selection(s): | |
| | from a foreign p | | information disclosure statement was preign application not more than three .97(e)(1). | • |
| OR | : | | | |
| | foreign patent o after making rea any individual d | ffice in a counterpart foreign a sonable inquiry, no item of info | nformation disclosure statement was oplication, and, to the knowledge of rmation contained in the information nore than three months prior to the | the person signing the certification disclosure statement was known to |
| | See attached ce | rtification statement. | | |
| | Fee set forth in 3 | 37 CFR 1.17 (p) has been subm | itted herewith. | |
| | None ignature of the ap n of the signature | | SIGNATURE uired in accordance with CFR 1.33, 10 | 1.18. Please see CFR 1.4(d) for the |
| Sigr | nature | /sah/ | Date (YYYY-MM-DD) | 2006-09-05 |
| Name/Print Stephen A. Herrera Registration Number 47642 | | | | |

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

- 1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.
- A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a
 court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement
 negotiations.
- 3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
- 4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
- A record related to an International Application filed under the Patent Cooperation Treaty in this system of records
 may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant
 to the Patent Cooperation Treaty.
- 6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
- 7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
- 8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
 - A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.